

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

NAIM ALLEN,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

No. 25cv2122 (EP)

ORDER

Pro se Petitioner Naim Allen filed a Motion to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255, in relation to Crim. No. 23-cr-300. D.E. 1 (“Section 2255 Motion”). Petitioner also filed a “Notice of Motion Harsh Conditions” that he claims his counsel failed to submit to the Court on his behalf at sentencing in the related action. D.E. 2 (“Notice of Motion Harsh Conditions”). The Court construes Petitioner’s Notice of Motion Harsh Conditions not as a standalone motion, but rather, as an exhibit to Ground One of his Section 2255 Motion.

The Court, having reviewed Petitioner’s Section 2255 Motion pursuant to Rule 4 of the Rules Governing Section 2255 Cases, and for the reasons set forth in the accompanying Opinion,

IT IS, on this 29th day of May 2025,

ORDERED that Petitioner’s Section 2255 Motion, D.E. 1, is **DISMISSED** *without prejudice* as it is premature; and it is further

ORDERED that Petitioner may timely file a Section 2255 motion when his direct appeal of Crim. No. 23-cr-300 in the Third Circuit, Case No. 25-1417, has concluded; and it is further

ORDERED that the Clerk of Court shall **ADMINISTRATIVELY TERMINATE** Petitioner’s “Notice of Motion Harsh Conditions,” D.E. 2, and re-docket it as an “Exhibit” to D.E. 1; and it is further

ORDERED that the Clerk of Court shall close this matter; and it is finally

ORDERED that the Clerk of Court shall send copies of the Opinion and Order to Plaintiff
by regular mail.

A handwritten signature in black ink, appearing to read "Evelyn Padin", written in a cursive style.

Evelyn Padin, U.S.D.J.